FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

Second Appeal No. 34/2007

Appeal Application No. Writ petition	District : of 200

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : Smt. V. A. Naik, J.
DATED : February 2, 2007.

Heard Shri Sadar, the learned counsel for the appellants.

The appellants are the original plaintiffs. A suit was filed by the plaintiffs against the defendants seeking possession of the suit property on the ground that the plaintiff-Trust was the owner of the same. It was pleaded by the plaintiffs that the property was bequeathed to the plaintiff-Trust in terms of a Will executed by one Appa in the year 1930.

The trial and the appellant Courts held that the plaintiffs had failed to produce any document of title and had merely based their claim on the basis of the map of suit site and thus failed to prove that the suit plot was owned by the plaintiffs and was the property of the Trust. The Courts further recorded that the plaintiffs failed to prove the document on the basis of which said map was

drawn.

The findings recorded by both the Courts are purely findings of facts and do not give rise to any substantial question of law.

Second appeal is, therefore, dismissed with no order as to costs.

JUDGE

RMP